

FILED

July 3, 2008



OSC 6/6

Dear Clerk Robbins,

JUL 10 2008 ^{new}

Jul 10, 2008

MICHAEL W. BOBBINS
CLERK, U.S. DISTRICT COURT

Here you shall find a copy of my "Application Certificate of Appealability." I

I apologize for not being able to send this copy to you on June 30, 2008. It was of circumstances that were totally out of my control.

As stated below:

- 1) On June 30, 2008. While I expected to attend the law library to get all of my legal papers copied and notarized. The law library employee did not run library.
- 2) On July 1, 2008 Mr. Berkart forgot to send me a Call-line pass to the law library. And could not copy or notarize papers.
- 3) On July 2, 2008, Mr. Berkart sent me a Call-line pass to attend law library, but advised me that the xerox machine was broken. He advised me that my legal papers would be copied and notarized the next day.
- 4) On July 3, 2008, Mr. Berkart sent me a Call-line pass to the law library. The xerox Machine had been fixed. He then copied a total of 376 pages, and notarized papers, to be sent to the 7th Circuit Court of Appeals and the U.S. District Court.

I had no control over the delay. This can be verified by Mr. Berkart, the law library's only employee. He did his best to ensure that I be treated fairly. I again apologize for any delay or inconvenience.

Sincerely,
MR. Joseph H. Max.